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**SHANKS & HERBERT**

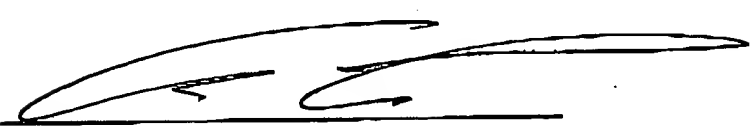
**Facsimile Transmission  
to  
The United States Patent and Trademark Office**

<b>To:</b> Jones, Judson, Art Unit 2834	<b>From:</b> Adam J. Cernak
<b>Fax:</b> 703-872-9317	<b>Date:</b> 14 January 2003
<b>Phone:</b> 703-308-0115	<b>Pages:</b> 12 (including this page)
<b>Re:</b> 09/923,319 Amendment and Response Under 37C.F.R. §1.111	<b>CC:</b>

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I HEREBY CERTIFY THAT THE FOLLOWING PAPER(S) IS/ARE BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, FAX NO. (703) 872.9303, ON JANUARY 10, 2003:

- (1) AMENDMENT TRANSMITTAL COVER  
LETTER (FORM PTO-1083)
- (2) AMENDMENT AND RESPONSE UNDER  
37 C.F.R. §1.111 (10 PAGES)



ADAM J. CERMAK  
REG. NO.: 40391

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**SHANKS & HERBERT**

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January 14, 2003

Atty. Docket No. 0317-0001

In re application of: Paul LEITNER-WISE et al.  
Applicati n. No.: 09/923,319  
Filing Date: August 8, 2001  
Title: Method and apparatus for generating electrical energy

Box Non-Fee Amendment  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted or a claim previously made.
- ☒ Small entity status under 37 C.F.R. §§ 1.9 and 1.27 is claimed.
- ☒ No additional fee is required.
- ☐ A fee is required, as calculated below:

	(Col. 1) Claims Remaining After Amendment		(Col. 2) Highest No. Previously Paid For	(Col. 3) Extra
Total	11	minus	20	
Indep.	2	minus	3	
<input type="checkbox"/> First Presentation of Multiple Dependent Claims				

SMALL ENTITY			LARGE ENTITY	
Rate	Fee	or	Rate	Fee
x \$9 =	\$	or	x \$18 =	\$
x \$42 =	\$	or	x \$84 =	\$
+ \$140 =	\$	or	+ \$280 =	\$
Total	\$	or	Total	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge Deposit Account No. 50-0622 in the amount of \$
- ☐ A check in the amount of \$ is enclosed, including to cover any extension of time fee.
- ☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0622.
- ☒ Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,

SHANKS &amp; HERBERT



32256

PATENT TRADEMARK OFFICE

Adam J. Cermak  
Reg. No. 40,391

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Paul LEITNER-WISE et al.

Application No.: 09/923,319

Filing Date: August 8, 2001

For: METHOD AND APPARATUS FOR  
GENERATING ELECTRICAL ENERGY

Art Unit: 2834

Examiner: Jones, Judson

S&amp;H Ref. No.: 0317-0001

Via Facsimile to: 703.305.3431

**AMENDMENT AND RESPONSE UNDER 37 C.F.R. § 1.111****Box Non-Fee Amendment**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated November 29, 2002, which set a three-month shortened statutory period for response thereto, please amend the above-captioned patent application as follows.

**IN THE ABSTRACT:**

*Kindly replace the Abstract of the Disclosure with the Abstract supplied on a separate sheet herewith. A marked-up copy of the Abstract, indicating the changes made, is also attached.*

**IN THE CLAIMS:**

*Kindly cancel Claims 6-9 and 14, without disclaimer of or prejudice to the subject matters thereof.*

*Kindly rewrite Claims 1, 10-13, 15 and 16, as follows:*